

INTERNATIONAL TRADE REGULATION

PROFESSOR MICHAEL J. TREBILCOCK HON. MR. DONALD MACDONALD

Statutory Supplement

NOTE: THESE MATERIALS ARE NOT TO BE CONSIDERED PUBLISHED, AND THIS COMPILATION IS INTENDED SOLELY FOR TEACHING PURPOSES.

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BIBLIOGRAPHY

- 1. *Adams, John. <u>International Economics; A Self-Teaching</u>
 <u>Introduction to the Basic Concepts</u>. New York: St. Martin's
 Press, 1972.
- 2. Allan, John D. "Dumping and the Canadian Steel Industry." Canada U.S. Law_Journal 2 (1979): 39-51.
- 3. *Amacher, Ryan C.; Haberler, Gottfried; Willett, Thomas D. (eds.). Challenges to a Liberal International Economic Order. Wash., D.C.: American Enterprise Institute for Public Policy Research, 1979.
- 4. Applebaum, Harvey M., and Cochaermin, A. Paul Victor (eds.).

 Basics of Antidumping and Other Import Relief Laws:

 Multilateral Trade Negotiations Update. New York, N.Y.:

 Practising Law Institute, 1979.
- 5. *Atlantic Council of the United States. GATT Plus A Proposal For Trade Reform. New York: Praeger, 1975.
- 6. Author Unknown. "GATT: DISC and Other Discriminatory Income Taxes." Journal of World Trade Law 11 (1977): 564-580.
- 7. *Barcelo, John J. III. "Antidumping Laws As Barriers to Trade The United States and the International Antidumping Code." Cornell Law Review 57 (1972): 491-560.
- 8. Barcelo, John J. III. "Subsidies and Countervailing Duties Analysis and a Proposal." Law and Policy in International Business 9 (1977): 779-853.
- 9. Barcelo, John J. III. "Subsidies, Countervailing Duties, and Antidumping After the Tokyo Round." <u>Cornell International Law Journal</u> 13 (Summer 1980): 257-288.
- 10. Barcelo, John J. III. "The Two-Track Subsidies Code: Countervailing Duties and Trade Retaliation." In Non-Tariff Barriers After the Tokyo Round, edited by Quinn, John, and Slayton, Philip. Montreal: Institute for Research on Public Policy, 1982.
- ll. Bergland, Bob. "Preface." Law and Policy in International Business 12 (1980): 257-264.
- 12. Bergsten, Fred C. "On The Non-Equivalence of Import
 Quotas and Voluntary Export Restraints." In Toward a
 New World Trade Policy: The Maidenhead Papers, Edited
 by Fred Bergsten. Lexington, Mass.: D.C. Heath & Co., 1975.
- Bergsten, Fred C. (ed.). <u>Toward a New World Trade Policy:</u>
 <u>The Maidenhead Papers</u>. Lexington, Mass.: D.C. Heath &
 Co., 1975.

- 14. Bernier, Ivan. "Product Standards and Non-Tariff Obstacles: The GATT Code on Technical Barriers to Trade." Unpublished Paper, 1981.
- 15. *Bhagwati, Jagdish N. (ed.). <u>International Trade</u>: Selected Readings. Cambridge, Mass.: M.I.T. Press, 1981.
- Black, John, and Hindley, Brian (eds.). <u>Current Issues</u> in Commercial Policy and Diplomacy. London: Macmillan for the T.P.R.C., 1980.
- 17. *Blake, David H., and Walters, Robert S. The Politics of Global Economic Relations. Englewood Cliffs, N.J.:

 Prentice Hall, 1976.
- 18. Broun, Shane. "The Canadian Safeguards System." Unpublished Manuscript, 1981.
- 19. *Caves, Richard E., and Johnson, Harry G. (eds.). Readings
 In International Economics. Homewood, Ill.: Richard D.
 Irwin, Inc., 1968.
- 20. Committee on Foreign Affairs of the U.S. Senate. Canada United States Relations, Vol. III: Canada's Trade Relations with the United States. Mar. 1982, YC 23-321/1-01-31E.
- 21. Cordell, Arthur J. The Multinational Firm, Foreign
 Direct Investment, and Canadian Science Policy, Background
 Study No. 22 Ottawa: Queen's Printer, 1971.
- 22. Cosgrove, Charles H. "Technical Analysis of the Subsidies and Countervailing Measures Agreement." Law and Policy in International Business 11 (1979): 1497 1526.
- 23. De Mestral, A.L.C. "The Impact of the GATT Agreement on Government Procurement in Canada." Unpublished Paper, 1981.
- 24. Denton, Geoffrey, and O'Clereacain, Seamus. Subsidy
 Issues in International Commerce. London: Trade
 Policy Research Centre, 1972.
- 25. Department of Finance, Press Release. "Draft Special Import Measures Regulations." April 14, 1981, 81-44.
- 26. *Department of Finance. Proposals on Import Policy.
 Ottawa: 1980.
- 27. *Dhawan, Etemad and Wright. <u>International Business, A Canadian Perspective</u>. Don Mills, Ontario: Addison-Wesley, 1981.
- 28. Ehrenhaft, Peter D. "What the Antidumping and Countervailing Duty Provisions of the Trade Agreements Act [Can] [Will] [Should] Mean For U.S. Trade Policy."

 Law and Policy in International Business 11 (1979):
 1361-1404.

- 29. Espinosa, William H. "The Canadian Foreign Investment Review Act: Red, White and Gray." Law and Policy in International Business 5 (1973): 1018-1041.
- 30. *Evans, Douglas. The Politics of Trade; The Evolution of the Superblock. New York; Toronto: Wiley, 1974.
- 31. *Export Promotion Review Committee. <u>Strengthening Canada Abroad</u>. Ottawa: Dept. of I.T.C., 1979.
- 32. Feller, Peter Buck. "Observations on the New Countervailing Duty Law." Law and Policy in International Business 11 (1979): 1439-45.
- 33. *French, Richard D. How Ottawa Decides: Planning and Industrial Policy-Making 1968-1980. Toronto: James Lorimer & Co., 1980.
- 34. GATT. Agreement on Implementation of Article VI (Anti-Dumping Code). Geneva: GATT, 1969.
- 35. GATT. Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade. Geneva: GATT, 1979.
- 36. GATT. Agreement on Interpretation and Application of Articles VI, XVI, and XXIII of the GATT. Geneva: GATT, 1979.
- 37. GATT. "Text of the General Agreement." Basic Instruments and Selected Documents (BISD), Vol. IV: 1-78. Geneva: GATT, 1969. Sales No. GATT/1969-1.
- 38. Guido, Robert V., and Marrone, Michael R. "The Michelin Decision: A Possible New Direction for U.S. Countervailing Duty Law." Law and Policy in International Business 6 (1974): 237-266.
- 39. Hawkins, Robert G., and Walter, Ingo. "The Multinational Corporation." In Challenges to a Liberal International Economic Order, edited by Ryan C. Amacher et al. Washington: American Enterprise Institute for Public Policy Research, 1979.
- 40. Houck, James P. "U.S. Agricultural Trade and the Tokyo Round." Law and Policy in International Business 12 (1980): 265-298.
- 41. *Hudec, Robert E. Adjudication of International Trade Disputes. London: T.P.R.C., 1978.
- 42. *Hudec, Robert E. "GATT Dispute Settlement After the Tokyo Round: An Unfinished Business." Cornell International Law Journal 13 (1980): 145-204.
- 43. *Hudec, Robert. The GATT Legal System and World Trade Diplomacy. N.Y.: Praeger, 1975.

- 44. *Institute for Contemporary Studies. <u>Tariffs, Quotas and Trade: The Politics of Protectionism</u>. San Francisco, Calif.: Institute for Contemporary Studies, 1979.
- 45. *Jackson, John H. <u>Legal Problems of International Economic Relations: Cases Materials and Text</u>. St. Paul, Minn.: West Publishing Co., 1977.
- 46. Jackson, John H. "The Jurisprudence of International Trade: The DISC Case in GATT." American Journal of International Law 72 (1978): 747-781.
- 47. *Jackson, John H. World Trade & The Law of GATT. N.Y., N.Y.: Bobbs Merrill Co. Inc., 1969.
- 48. Kanton, Mark Alan. "The Trigger Price Mechanism:
 Limitation on Administrative Discretion Under the AntiDumping Laws." University of Michigan Journal of Law
 Reform 11 (1978): 443-466.
- 49. Kenwood, A.G. The Growth of the International Economy, 1820-1960; An Introductory Text. London: Allen and Unwin, 1971.
- 50. Killough, Hugh B. and Lucy W. <u>International Economics</u>. Princeton, N.J.: D. Van Nastrand Co. Inc., 1960.
- 51. *Kindleberger, Charles Poor. Government and International Trade. Princeton, N.J.: Inter-Finance Section, Dept. of Economics, Princeton University, 1978.
- 52. *Kindleberger, Charles Poor. <u>International Economics</u>. 6th ed. Hanewood, Ill.: R.O. Irwin, 1978.
- 53. Krueger, Anne. "Rent Seeking Society (And Import Quotas)." American Economic Review 64 (1974): 291.
- 54. Kwako, Thomas. "Tax Incentives For Exports, Permissible and Proscribed: An Analysis of the Corporate Income Tax Implications of the MTA Subsidies Code." Law and Policy in International Business 12 (1980): 677-725.
- 55. Law Society of Upper Canada. Corporate and Commercial Law, Book 1. Bar Admission Course Materials, 1980-81.
- 56. Lazar, Fred. "Canadian Industrial Strategy: A U.S. Impediment." Journal of World Trade Law 16 (1982): 223-235.
- 57. *Levitt, Kari. <u>Silent Surrender: The Multinational</u> Corporation in Canada. Toronto: MacMillan, 1970.
- 58. Lloyd, Peter. Anti-Dumping Actions and the GATT System. London: Trade Policy Research Centre, 1977.
- 59. *Lorenzen, Shelley A. "Technical Analysis of the Antidumping Agreement and the Trade Agreements Act." Law and Policy in International Business 11 (1979): 1405-1436.

- 60. MacDonald, Donald S. "Canadian Industrial Policy Objectives and Article III of GATT: National Ambitions and International Obligations." Unpublished Paper, 1981.
- 61. Merciai, Patrizio. "Safeguard Measures in GATT." <u>Journal</u> of World Trade Law 15 (1981): 41-66.
- 62. *Migue, Jean-Luc. <u>Nationalistic Policies in Canada: An Economic Approach</u>. <u>Montreal: C.D. Howe Research Institute, 1979.</u>
- 63. *Oam, Kenneth W. The GATT: Law and International Economic Organization. Chicago, Ill.: Univ. of Chicago Press, 1970.
- 64. Organization for Economic Cooperation and Development.
 "Declaration on International Investment and Multinational Enterprises." O.E.C.D. Doc. C. (76) 99, 1976.
- 65. Organization for Economic Cooperation and Development.

 "Review of the 1976 Declaration and Decisions on
 International Investment and Multinational Enterprises."

 O.E.C.D., 1979.
- 66. Perlow, Gary H. "The Multilateral Supervision of International Trade: Has the Textiles Experiment Worked?" American Journal of International Law 75 (1981): 93-133.
- 67. Pestieau, Caroline. <u>The Canadian Textile Policy: A Sectoral Trade Adjustment Strategy</u>. Montreal: C.D. Howe Research Institute, 1976.
- 68. Phegan, Colin. "GATT Article XVI. 3: Export Subsidies and Equitable Shares." Journal of World Trade Law 16 (1982): 251-264.
- 69. *Quinn, John, and Trebilcock, Michael J. "Compensation, Transition Costs, and Regulatory Change." <u>University of Toronto Law Journal</u> 32 (1982): 117-175.
- 70. Quinn, John, and Slayton, Philip. "Non-Tariff Barriers After the Tokyo Round." Unpublished Monograph, 1982.
- 71. Quinn, John, and Slayton, Philip. "The GATT and the Deep Structure of Customs Administration." in Non-Tariff Barriers After the Tokyo Round, edited by John Quinn and Philip Slayton. Montreal: Institute for Research on Public Policy, 1982.
- 72. Ramseyer, J. Mark. "Letting Obsolete Firms Die: Trade Adjustment Assistance in the United States and Japan." Harvard International Law Journal 22 (1981): 595-619.
- 73. *Restieau, Caroline, and Henry, Jaques. Non-Tariff Trade
 Barriers as a Problem in International Development.

 Montreal: Private Planning Association of Canada, 1972.

- 74. *Richardson, J. David, and Baldwin, Robert E. <u>International</u>
 <u>Trade and Finance; Readings</u>. 2d ed. Boston; Toronto:
 <u>Little</u>, Brown, 1981.
- 75. *Richardson, J. David. <u>Understanding International Economics</u>: Theory and Practice. Boston: Little, Brown, 1980.
- 76. *Rivers, Richard R., and Greenwald, John D. "The Negotiation of a Code on Subsident Countervail: Bridging the Policy Differences." Law and Policy in International Business 11 (1979): 1447-1495.
- 77. Robinson, Richard D. <u>National Control of Foreign</u>
 <u>Business Entry: A Survey of Fifteen Countries</u>. New
 York: Praeger, 1976.
- 78. *Root, Franklin R.; Kramer, Roland L.; and D'Arlin, Maurice Y. <u>International Trade and Finance: Theory, Policy, Practice</u>. Cincinnati, Ohio: Southwestern Publ. Co., 1966.
- 79. Salamon, Lester M., and Seigfried, John J. "Economic Power and Political Influence: The Impact of Industry Structure on Public Policy." American Political Science Review 71 (1977): 1026-1043.
- 80. Schultz, Richard; Swedlove, Frank; and Swinton, Katherine.
 "The Cabinet as a Regulatory Body: The Case of the
 Foreign Investment Review Act." Working Paper No. 6.
 Ottawa: Economic Council of Canada, 1980.
- 81. *Schwartz, Warren F., and Fulda, Carl H. Regulation of International Trade and Investment Cases and Materials. Mineola, N.Y.: Foundation Press, 1970.
- 82. *Schwartz, Warren F., and Harper, Eugene W., Jr. "The Regulation of Subsidies Affecting International Trade."

 <u>Michigan Law Review</u> 70 (1971-72): 831-858.
- 83. Schwartz, Warren F. "Zenith Radio Corp. v. United States: Countervailing Duties and the Regulation of International Trade." The Supreme Court Review (1978): 297-312.
- 84. Science Council of Canada. <u>Innovation in a Cold Climate</u>, Report No. 15 (1971). Excerpted in <u>Independence: The Canadian Challenge</u>, edited by Abraham Rotstein and Gary Lax. Toronto: The Committee for an Independent Canada, 1972.
- 85. Sion, L. Gilles. "Export Promotion Through Tax Incentives: The Future of DISC Under the GATT Subsidies Code."

 Virginia Journal of International Law 20 (1979-80): 171-218.
- 86. Sisc, Ljubo. Outline of International Trade; Commodity Flows and Division of Production Between Countries.

 London: Werdenfeld and Nicolson, 1973.

- 87. *Slayton, Philip. The Anti-Dumping Tribunal. Ottawa: Law Reform Commission of Canada, 1979.
- 88. Slayton, Philip. "The Canadian Legal Response to Steel Dumping." Canada U.S. Law Journal 2 (1979): 81-94.
- 89. Slayton, P.; Quinn, J.J. and Cassels, J. The Tariff
 Board. Ottawa, Ontario: The Iaw Reform Commission
 of Canada, 1981.
- 90. Smith, Gordon W. "International Commodity Agreements."

 In <u>Tariffs</u>, <u>Quotas and Trade</u>: <u>The Politics of Protectionism</u>.

 San Francisco, Calif.: Institute for Contemporary Studies,
 1979.
- 91. Stanley, Timothy W. "International Codes of Conduct for MNC's: A Skeptical View of the Process." American University Law Review 30 (1980/81): 973-1008.
- 92. *Stegemann, Klaus. <u>Canadian Non-Tariff Barriers to Trade</u>.

 Montreal: Canadian Economic Policy Committee, 1972.
- 93. Suchman, Peter O. "Countervailing Duties Under the Trade Agreements Act of 1979." In Basics of Antidumping and Other Import Relief Laws: Multilateral Trade Negotiations Update, edited by Harvey M. Applebaum and A. Paul Victor Cochaermin. New York, N.Y.: Practising Law Institute, 1979.
- 94. Trebilcock, Michael, and Quinn, John. "The Canadian Antidumping Act: A Reaction to Professor Slayton."

 Canada U.S. Law Journal 2 (1979): 101-115.
- 95. United Auto Workers. "A Big Push in Ottawa." Solidarity (Spring 1982).
- 96. *Vernon, Raymond D. <u>Storm Over the Multinationals:</u>
 The Real Issues. Cambridge, Mass.: Harvard University
 Press, 1977.
- 97. Wares, William A. The Theory of Dumping and American Commercial Policy. Toronto: D.C. Heath and Co., 1977.